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22 Attorneys for Defendant Amazon Logistics, Inc.,
23 incorrectly sued as AMAZON.COM, LLC

24 **UNITED STATES DISTRICT COURT**

25 **NORTHERN DISTRICT OF CALIFORNIA – SAN FRANCISCO**

26 JASMINE MILLER, individually and on
27 behalf of all others similarly situated,

28 Plaintiff,

v.

AMAZON.COM, LLC, a Delaware
Limited Liability Company; and DOES 1
through 500, inclusive,

Defendants.

Case No. 17-CV-03488-MMC

CLASS ACTION

**JOINT REPORT REGARDING STATUS
OF PENDING STATE COURT
SETTLEMENT**

Complaint filed: April 11, 2017

Removal date: June 15, 2017

Trial Date: None set

1 **LAW OFFICES OF RONALD A. MARRON, APLC**

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Counsel for Plaintiff Jasmine Miller, individually and
on behalf of all others similarly situated

Pursuant to the Court’s February 9, 2021 Order maintaining stay (*see* Dkt No. 96), Plaintiff Jasmine Miller (“Plaintiff”) and Defendant Amazon Logistics, Inc. (incorrectly sued as Amazon.com LLC) (“Defendant”) (together as “the Parties”), by and through their respective counsel, submit the following Joint Report:

The Parties attended a mediation in San Francisco with Tripper Ortman on September 18, 2019. On October 1, 2019, the Parties reached an agreement in principle to settle this case and are currently meeting and conferring regarding a draft long form settlement agreement.

As the contemplated settlement encompasses not only the claims in this matter but also claims in a related PAGA action filed by Plaintiff Miller against Defendant that is pending in Alameda County Superior Court (Case No. RG17856888), the Parties have agreed to amend the complaint in the Miller PAGA action to add the claims herein so that the Alameda Superior Court can process the settlement encompassing the claims in both actions.

At all times since reaching the Settlement, the Parties have been diligently working in earnest to finalize the terms of the proposed Settlement, but additional time is required to allow the Parties time to finalize the balance of the terms of the Settlement Agreement and its exhibits, as well as the Motion for Preliminary Approval of Class and PAGA Action Settlement itself, and finalize a consolidated complaint encompassing the claims in the PAGA action and the instant class action.

Plaintiff has drafted and Defendant has reviewed the draft of the consolidated complaint. Plaintiff is in the process of finalizing the consolidated complaint. The fact that A-1 Express, Inc., dba 1-800 Courier, had declared bankruptcy, presented issues that required further meet and confer between the Parties. However, the Parties have met and conferred as to a resolution of that issue sufficient to finalize the Settlement Agreement and the Motion for Preliminary Approval. Plaintiff has provided Defendants drafts of the Settlement Agreement and its exhibits, as well as the Motion for Preliminary Approval of Class and PAGA Action Settlement. Counsel for Defendant has reviewed the Settlement Agreement and has provided edits on the settlement agreement to Plaintiff’s counsel. The Parties anticipate finalizing the terms of the settlement agreement the week of April 5, 2021.

1 Additionally, counsel for Defendant is currently reviewing the Motion for Preliminary
2 Approval of Class and PAGA Action Settlement and anticipates providing edits on that
3 motion to Plaintiff's counsel the week of April 5, 2021.

4 Following the forthcoming execution of the long form settlement agreement and the
5 Parties' agreement on the consolidated complaint, the Parties anticipate filing a Motion for
6 Preliminary Approval of Class and PAGA Representative Action Settlement with the
7 Alameda Superior Court within the next thirty (30) days. To allow the Parties further time to
8 complete these steps, the Parties respectfully request that the Court maintain the stay in this
9 action and set a deadline of June 7, 2021 for the Parties to file a Joint Report to update the
10 Court on the status of the Parties' settlement efforts.

11 Respectfully submitted,
12 Dated: April 6, 2021 COHELAN KHOURY & SINGER

13 By /s/ J. Jason Hill
14 J. Jason Hill
15 Attorneys for Plaintiff JASMINE MILLER

16 Dated: April 6, 2021 MORGAN, LEWIS & BOCKIUS LLP

17 By /s/ Brian D. Fahy
18 John S. Battenfeld
19 Brian D. Fahy
20 Tuyet T. Nguyen Lu
Attorneys for Defendant AMAZON.COM LLC

21 **Attestation Regarding Signatures**

22 I, J. Jason Hill, attest that all other signatories listed, and on whose behalf this filing is
23 submitted, concur in the filing's content and have authorized the filing.

24 Dated: April 6, 2021 COHELAN KHOURY & SINGER

25 By /s/ J. Jason Hill
26 J. Jason Hill
27 Attorneys for Plaintiff JASMINE MILLER
28

1 **PROOF OF SERVICE**

2 ***Miller v. Amazon.com, LLC, et al.***

3 **U.S.D.C. Case No. 17-CV-03488-MMC**

4 I, Karla Sousa, declare as follows:

5 I am employed in the County of San Diego, State of California. I am over
6 the age of 18 and not a party to this action. My business address is 605 C Street,
7 Suite 200, San Diego, CA 92101. On April 6, 2021, I instituted service of the
8 foregoing document(s) described as:

9 **JOINT REPORT REGARDING STATUS OF PENDING STATE COURT**
10 **SETTLEMENT**

11 on the following parties:

12 **Counsel for Defendant**

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1 in the following manner (as indicated below):

2 Submitting an electronic version of the document(s) via portable document
3 format (PDF) to the court at <https://ecf.cand.uscourts.gov>.

4 Service will be deemed effective as provided for by Civil Local Rule 5-1 of
5 the District Court of California, Northern District.

6 I declare that I am employed in the office of a member of the bar of this
7 court at whose direction this service is made.

8 Executed April 6, 2021, at San Diego, California.

9 
10 Karla Sousa